



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/649,441

Filing Date: August 26, 2003

Applicant: Mark V. Vandewalle

Group Art Unit: 3733

Examiner: Nicholas W. Woodall

Title: METHOD AND APPARATUS FOR CEMENT  
DELIVERING BUTTRESS PIN

Attorney Docket: 5490-000313

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Sir:

In response to the Examiner's Statement of Reasons for Allowance in the Notice of Allowance dated March 23, 2007, Applicants make the following observations.


Applicant respectfully acknowledges the Examiner allowing this application. With respect to the Examiner's Statement of Reasons for Allowance, however, Applicant respectfully submits that the elements that the Examiner asserts forms the basis for allowing this application too narrowly define the invention. In fact, Applicant respectfully submits that the elements relied upon by the Examiner, and other elements found in the claims, could be characterized more broadly, and in different combinations and sub-

combination and still present patentable subject matter. Further, Applicant's invention differs from the prior art of record by features other than the limitations cited by the Examiner.

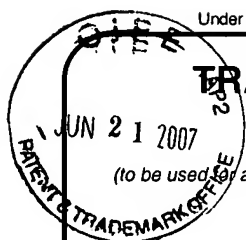
If the Examiner would like to discuss this matter further, the Examiner is respectfully requested to contact the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: June 21, 2007

By:   
Richard W. Warner  
Reg. No. 38,043

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number		10/649,441
Filing Date		August 26, 2003
First Named Inventor		Mark V. Vandewalle
Art Unit		3733
Examiner Name		Nicholas W. Woodall
Total Number of Pages in This Submission	Attorney Docket Number 5490-000313	

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>Check in the amount of \$1,400.00, Issue Fee Transmittal (in duplicate), Comments on Statement of Reasons for Allowance, and return post card.</b>
Remarks: The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Harness, Dickey & Pierce, P.L.C.		
Signature			
Printed name	Richard W. Warner		
Date	June 21, 2007	Reg. No.	38,043

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Richard W. Warner	Express Mail Label No.	EV 755 416 761 US (6/21/2007)
Signature		Date	June 21, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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